

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JUL 19 2022

SEAN F. McAVOY, CLERK
DEPUTY
SPOKANE, WASHINGTON

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

ESTATE OF CINDY LOU HILL, by
and through its personal representative,
Joseph A. Grube,

Plaintiff,

vs.

NAPHCARE, INC., an Alabama
corporation, and SPOKANE COUNTY,
a political subdivision of the State of
Washington,

Defendants.

No. 2:20-CV-00410-MKD

VERDICT FORM

Question No. 1

Do you find that Plaintiff has established the elements of its Section 1983 claim against Defendant NaphCare, Inc.?

ANSWER: ☒ YES ☐ NO

Question No. 2

Do you find that Plaintiff has established the elements of its negligence claim against Defendant NaphCare, Inc.?

ANSWER: ☒ YES ☐ NO

1 The Court has already determined that Spokane County is liable for violating
2 Cindy Hill's constitutional rights under Section 1983 and for negligence. You
3 must now determine how much the County should pay for compensatory damages
4 by answering Question No. 3 below.

5 If you answered "YES" to Question 1 and/or 2 above, then NaphCare will
6 share the responsibility with Spokane County for paying the compensatory
7 damages you determine to be fair and reasonable.

8 In addition, if you answered "YES" to Question 2 above, then you must
9 answer Question 4, which asks you to assign a percentage of fault to Spokane
10 County and NaphCare.

11
12 **Question No. 3**

13 How much do you award for the physical, mental, and emotional pain and suffering
14 Ms. Hill experienced on August 25, 2018, prior to her death?

15 ANSWER: \$ 2,000,000

16 How much do you award for Ms. Hill's loss of enjoyment of life?

17 ANSWER: \$ 750,000

Question No. 4

Assume that 100 percent represents the total combined negligence that proximately caused the Plaintiff's damages. What percentage of this 100 percent is attributable to the negligence of each defendant? Your total must equal 100 percent.

ANSWER: To Defendant Spokane County 10 %

To Defendant NaphCare, Inc. 90 %

TOTAL: 100 %

Do you find that Defendant NaphCare, Inc. is liable for punitive damages?

If you answered “NO” to Question 5, then stop here.

Question No. 6

How much money do you award in punitive damages against Defendant NaphCare, Inc.?

Once you have completed this verdict form, the Presiding Juror should sign below and notify the courtroom deputy. Thank you.

Date _____